GOVERNMENT OF ANDHRA PRADESH
ABSTRACT.

Public Servants–Transport Department–Surprise Check conducted by ACB Officials over the Integrated Check Post, Bheemunivaripalem, Tada Mandal, Nellore District on 16.10.2010–Disciplinary Proceedings initiated by framing Articles of Charges against Sri S.B.Madhusudhana Rao, Asst. Motor Vehicle Inspector, Sri M.Ramulu, Asst. Motor Vehicle Inspector, and Sri D.Seshu Reddy, the then Transport Constable–Written Statements of Defences submitted- Case entrusted to Commissioner Of Inquiries(COI) for Common Enquiry–Enquiry conducted-Enquiry Report submitted-Charges held NOT PROVED-Further action dropped- Orders-Issued.

TRANSPORT, ROADS & BUILDINGS(VIG.TR.)DEPARTMENT

G.O.RT.No. 208 **Dated: 07-04-2016**.

Read the following:

1) From the Director General, Anti-Corruption Bureau, A.P., Hyderabad, Rc.No.113/DES-NNL/2010, Dated:12.05.2011.
2) Govt. Memo No.15452/Vig.Tr./A2/2010-4, Dated:14.02.2012 of T,R&B(VIG.III)Department.
3) Charge Memos Nos.14173/V3/2010-1 to 3, Dated:21.01.2013 of Transport Commissioner, A.P., Hyderabad.
4) From the Transport Commissioner, A.P., Hyderabad, Letter No. 14173/V3/2010, Dated:08.04.2013.
5) G.O.Rt.No.538, TR&B (Vig.III.1) Deptt., Dated:25.05.2013.
6) G.O.Rt.No.613, TR&B (Vig.III.1) Deptt., Dated:22.06.2013.
7) G.O.Rt.No.307, TR&B (Vig.III.1) Deptt., Dated:18.06.2015.
8) From the Genl.Admn.(COI.H)Deptt., D.O.Lr.No.86/COI.H/2015, Dated:07.12.2015.

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ORDER:

In the reference first read above, the Director-General, Anti- Corruption Bureau, A.P., Hyderabad has submitted his Detailed Surprise Check Report, stating that on receipt of credible information that the Officers and Staff of Transport Wing of Integrated Check Post, Bheemunivaripalem, Tada Mandal, Nellore District are collecting money illegally from the Truck Operators and Drivers of other Vehicles and allowing irregular operation of Vehicles by violating the Rules, the ACB Officials have conducted a Surprise Check over the Transport Wing of the said Check Post on 16.12.2010 and found the following irregularities:

"The AMVIs, Sri S.B.Madhusudhana Rao, and Sri M.Ramulu, in collusion with Sri D.Seshu Reddy, Transport Constable, resorted to illegal collections from the Drivers of Vehicles at the Check Post to ignore the irregularities that are being committed by them. On 16.12.2010, from 01.00 hours to 08.00 hours, an amount of Rs.34,070/- was collected as illegal amounts at the Transport Check Post, Tada, Nellore District. This fact proves that these Transport Officials have institutionalized the corrupt practices at the Check Post and ignoring the irregularities that are being committed by the Vehicle Owners/Drivers and thereby causing loss of revenue to Government Exchequer. Thereby the SO.1 to SO.3 have violated the Rules 3(1)(2)(3) and 9(8)(A) of APCS(Conduct) Rules, 1964."

2. After careful examination of the matter and in consultation with the Advisory Body in Vigilance Matters, the advice of the Vigilance Advisory Body, to accept the recommendations of the Director-General, Anti-Corruption Bureau, A.P., Hyderabad to initiate Departmental Action for Major Penalty against Sarvasri S.B. Madhusudhana Rao, AMVI, M.Ramulu, AMVI, and D.Seshu Reddy, Transport Constable of Integrated Check Post, B.V.Palem, Tada(Mandal), Nellore District, was transmitted to the Transport Commissioner, A.P., Hyderabad with a request to take further necessary action in the matter under Rule 20 of APCS(C,C&A)Rules, 1991 r/w Rule 24 of the said Rules, vide reference second read above. Accordingly, the Transport Commissioner, A.P., Hyderabad has initiated Departmental Proceedings against the above named three Charged Officers, by framing articles of charges, vide reference third read above.

3. In the reference fourth read above, the Commissioner, A.P., Hyderabad, while forwarding the Articles Of Charges, Written Statements of Defences of the Three Charged Officers, namely, Sri S.B. Madhusudhana Rao, AMVI, M.Ramulu, AMVI, and D.Seshu Reddy, Transport Constable, has submitted

proposal to the Govt. for entrustment of the case to Commissioner Of Enquiries(COI).

4. In the reference fifth read above, orders were issued appointing Sri Jitender, IPS, Commissioner of Enquiries, General Administration Department as the Inquiring Authority. Thereafter, revised orders were issued in the reference sixth read above, re-assigning the disciplinary case to Dr.Prem Chand, IAS(Retd.), who was appointed as Inquiring Authority. Subsequently, this case was re-assigned to Sri S.A.Huda, IPS, Commissioner Of Inquiries, General Administration Department, appointed as Inquiring Authority, vide reference 7th read above. The Inquiring Authority has submitted his Enquiry Report vide reference eighth read above, holding that the charges framed against all the Three Charged Officers, i.e., Sri S.B. Madhusudhana Rao, AMVI, M.Ramulu, AMVI, and D.Seshu Reddy, Transport Constable, as NOT PROVED.

5. Government, after careful examination of the matter, have observed that "Considering the Overall Inquiry Report of the Inquiring Authority and keeping in view the 'Analysis & Assessment' in page (15) of the Report of Enquiry, the Findings of the Enquiry Officer in page (15) of the Enquiry Report may be agreed to".

6. Therefore, Government have decided to accept the Findings of the Inquiring Authority, viz., Commissioner Of Inquiries(COI.H), the charges framed against all the Three Charged Officers, i.e., Sri S.B. Madhusudhana Rao, Asst. Motor Vehicle Inspector, Sri M.Ramulu, Asst. Motor Vehicle Inspector, and Sri D.Seshu Reddy, the then Transport Constable, are held as NOT PROVED and accordingly to drop further action against all the three Charged Officers.

7. Accordingly, Government hereby drop further action against the Three Charged Officers, i.e., Sri S.B.Madhusudhana Rao, Asst. Motor Vehicle Inspector, Sri M.Ramulu, Asst. Motor Vehicle Inspector, and Sri D.Seshu Reddy, the then Transport Constable and presently Asst. Motor Vehicle Inspector, in the above ACB Surprise Check case.

8. The Transport Commissioner, A.P., Hyderabad shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.SAM BOB,

SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri S.B. Madhusudhana Rao, Asst. Motor Vehicle Inspector, M.Ramulu, Asst. Motor Vehicle Inspector, and D.Seshu Reddy, Asst. Motor Vehicle Inspector, O/o Deputy Transport Commissioner, Prakasam, ONGOLE, A.P., **THROUGH** the Transport Commissioner, A.P., Hyderabad.

The Transport Commissioner, A.P. Hyderabad(with a request to serve the copies of the above G.O. on the three individuals and submit Dated Acknowledgements from them to the Government for record).

Copy to:

1)The Director General, Anti-Corruption Bureau, A.P., Hyderabad(w.e.)

2)The Secretary to Vigilance Commissioner, A.P.Vigilance Commission, Hyderabad for information.

3)The General Administration(COI.P)Department, A.P. Secretariat, Hyderabad for information.

4)SF/SC's.

//FORWARDED:: BY ORDER//

SECTION OFFICER